IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 16565 of 2004

Between:

1 Gattu Veeresham, S/o. Narayana,
R/o. House No. 16-11-511/D/104, Shalivahana Nagar,

Hyderabad.
2 Gattu Bhaskar, S/o. Narayana,
R/o. House No. 16-11-511/D/104, Shalivahana Nagar,

Hyderabad.
3 Smt. R. Sharadha Bai, W/o. R. Rajeswar Rao,
R/o. H.No. 15-8-399, Fheelkhana, Hyderabad.
4 R. Saraswathi, W/o. R. Linga Murthy,
R/o. H.No. 15-8-399, Fheelkhana, Hyderabad.
5 P. Laxminarayana (died for Lrs) Smt. P. Krishnaveni,

W/o. Late P. Laxminarayana,
6 P. Prakash, S/o. P. Rajiah,
R/o.H.No. 15-8-417/1, Feelkhana, Hyderabad.

..... PETITIONERS

AND

1 The Special Court Constituted under A.P. Land Grabbing ‘

(Proh.) Act. at Hyderabad.
2 Mohd. Mazhar Altaf, S/o. Altaf Rahman,
R/o. H.NO. 18-7-299/135.
3 Ramesh Chand Agarwal, S/o. Tara Chand Agarwal, Major,

R/o. 4-1-616/1, Troop Bazar, Hyderabad.

4 D.N. Prabhakar Rao, S/o. D. Bharhmananda Rao,
R/o. SRT-956, Sanathnagary, Hyderabad.

5 Smt. S. Nageswari, W/o. S. Ramakrishna Rao,
R/o.C/907, Vanasthalipuram, R.R. District.

6 Kum. Arunasri, D/o. Rama Krishna Rao,
R/o. C/907, Vanasthalipuram, R.R. District.

7 V. Satyanrayana Reddy, S/o. Late Durga Reddy,
R/o. 20-20, Tilak Nagar, Miryalaguda, Nalgonda District.

8 K. Sridhar, S/o. K. Narahari,
R/o. H.No. 14-3-86, Goshamahal, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ of mandamus or any other writ/writs order or direction declaring and setting aside the order dated 20-06-2003 passed in I.A.No. 339/2003 in LGC NO. 21/93 on the file of Special Court under A.P. Land Grabbing (Proh.) Act, Hyderabad as illegal and without jurisdiction.

Counsel for the Petitioners: MR.N.SRIDHAR REDDY

Counsel for Respondent No.8: MR.M.V.S.SURESH KUMAR

Counsel for Respondent No.1: GP FOR ASSIGNMENT

Counsel for Respondent Nos.2 to 7: MR.M.A.MUJEEB

The Court made the following :

.

ORDER:(per Hon'ble BRSR,J)

The subject matter that arises for consideration in this writ petition is squarely covered by an authoritative pronouncement rendered by a Larger Bench of this Court in W.P.No.15260 of 2003 and batch, dated 07-10-2004.

The writ petitioner invoked the jurisdiction of a Special Court constituted under A.P. Land Grabbing (Prohibition) Act at Hyderabad, making an allegation that the respondents therein were making an attempt to grab the application schedule property. The Special Court is not clothed with jurisdiction to hear any matters based on the allegations of attempt to grab the land.

In such view of the matter, the writ petition deserves dismissal and the same shall accordingly stand dismissed without any order as to costs. This order shall not preclude the petitioners to avail such remedies as may be available to them in law, in which event, the matter shall have to be considered on its own merits uninfluenced by the dismissal of the writ petition and as well as the dismissal of the LGC by the Special Court.

_____

B.SUDERSHAN REDDY, J

4th February, 2005

_____

C.V.RAMULU, J

vs/msv

To

1 The Special Court Constituted under A.P. Land Grabbing

(Proh.) Act. at Hyderabad.

2 2 CCs to the G.P for Assignment, High Court of A.P.,

Hyderabad(0.U.T).
3 2 CD copies.